

UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

Circuit Mediation Office  
Phone (415) 355-7900 Fax (415) 355-8566  
<http://www.ca9.uscourts.gov/mediation>

**MEDIATION QUESTIONNAIRE**

The purpose of this questionnaire is to help the court's mediators provide the best possible mediation service in this case; it serves no other function. Responses to this questionnaire are *not* confidential. Appellants/Petitioners must electronically file this document within 7 days of the docketing of the case, 9th Cir. R. 3-4 and 15-2. Appellees/Respondents may file the questionnaire, but are not required to do so.

9th Circuit Case Number(s): 16-16065

District Court/Agency Case Number(s): 1:14-CV-00020

District Court/Agency Location: District Court for the Northern Mariana Islands

Case Name: Radich v. Guerrero

If District Court, docket entry number(s) of order(s) appealed from: 60 & 76

Name of party/parties submitting this form: Tanapag Middle School Parent Teacher Student Association

Please briefly describe the dispute that gave rise to this lawsuit.

Plaintiffs sought to import handgun to CNMI but were prohibited by CNMI law from doing so.

Briefly describe the result below and the main issues on appeal.

The district court struck down the CNMI handgun ban as a violation of the US-NMI Covenant. Appellant PTSA sought to intervene to appeal the ruling, but intervention was denied on the ground that the controversy was mooted by the CNMI legislature's repeal of the handgun ban.

The main issues are whether the PTSA should have been permitted to intervene; and, if so, whether the CNMI handgun ban actually violated the Covenant.

Describe any proceedings remaining below or any related proceedings in other tribunals.

None.

Provide any other thoughts you would like to bring to the attention of the mediator.

Any party may provide additional information *in confidence* directly to the Circuit Mediation Office at [ca09\\_mediation@ca9.uscourts.gov](mailto:ca09_mediation@ca9.uscourts.gov). Please provide the case name and Ninth Circuit case number in your message. Additional information might include interest in including this case in the mediation program, the case's settlement history, issues beyond the litigation that the parties might address in a settlement context, or future events that might affect the parties' willingness or ability to mediate the case.

## CERTIFICATION OF COUNSEL

I certify that:

a current service list with telephone and fax numbers and email addresses is attached  
 (see 9th Circuit Rule 3-2).

I understand that failure to provide the Court with a completed form and service list  
 may result in sanctions, including dismissal of the appeal.

Signature /s/ Joseph E. Horey

("s/" plus attorney name may be used in lieu of a manual signature on electronically-filed documents.)

Counsel for Appellant

**Note:** Use of the CM/ECF system is mandatory for all attorneys filing in this Court, unless they are granted an exemption from using the system. **To file this form electronically** in CM/ECF, complete the form, and then print the filled-in form to PDF (File > Print > PDF Printer/Creator). Then log into CM/ECF and choose Forms/Notices/Disclosure > File a Mediation Questionnaire.